

NATIONAL FORESTS IN MISSISSIPPI

Special Stipulation 06 For Lands in the Camp Shelby Training Area

All the lands affected by this stipulation (see listing below) are located in the Camp Shelby special use permit (SUP) area and are subject to the following:

1. The lessee shall not conduct exploratory activities on the lands included in this lease during periods when the USDA Forest Service grants to the National Guard the privilege of using the area. Such use by the National Guard will be limited to a continuous three month period out of each year, normally, but not necessarily, May 15 through August 30, and for additional periods totaling not more than 20 days. The USDA Forest Service shall approve the dates of such use by the National Guard. The periods of use will be subject to 90 days prior public notice given by the National Guard. Provided however, the lessee may conduct exploratory activities on the lands under this lease during the periods when the National Guard uses the area if the USDA Forest Service coordinates with the National Guard and approves such exploratory activities. **NOTE:** Following the terrorist attacks of September 11, 2001, Camp Shelby has been a full-time, year-round active military training base for National Guards units and U.S. Army units.

2. It is understood that certain lands included in this lease may have been previously, or may currently be, used as an impact area of artillery (bombing, machine gun, etc.), ranges, and other military training purposes; and

- a) That such land has been, and may be, subject to contamination by the introduction of unexploded and dangerous bombs, shell-rockets, mines, and charges either upon or below the surface thereof; and
- b) THAT THE UNITED STATES IS UNABLE TO CERTIFY THAT THE PROPERTY HAS BEEN COMPLETELY AND FULLY CLEARED AND DECONTAMINATED AND IS UNABLE TO STATE WHETHER OR NOT THE SAME IS SAFE FOR USE; and
- c) That the lessee assumes full obligation for any risk involved in exercise of the rights and privileges authorized by this lease; and
- d) That prior to disturbance of areas officially recognized as "Surface Use Only", the lessee will be required to contract with an individual or firm specializing in the detection and disposal of unexploded ordnances in order to "clean" the area.

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Special Stipulation 06 (continued) For Lands in the Camp Shelby Training Area

3. Use or occupancy of the surface within 200 feet of the cleared right-of-way line of all regularly traveled roads, within 100 feet of stream banks, or within designated artillery firing points is limited strictly to access and facilities such as roads, power, pipe, or telephone lines which may be installed in a manner as specified by the Forest Supervisor, USDA Forest Service, Jackson, Mississippi.

The lessee agrees to obtain written approval from the Forest Supervisor prior to installing any such facilities.

The lessee is authorized to employ directional drilling to exploit the mineral resources within the aforementioned areas, providing such drilling will not disturb the surface.

4. Lessee will bury all gas and oil pipelines underneath the earth's surface a depth of two feet, except that such lines crossing streets and roads over which military vehicles and armored tanks usually travel shall be buried a depth of three feet underneath such streets and roads.

5. Lessee will mark with appropriate signs or markers in sufficient size lettering to warn any member or unit of the National Guard of the whereabouts of all underground pipelines and above ground facilities constructed by the lessee.

6. Use or occupancy of the surface of designated artillery firing points is limited strictly to access and facilities such as roads and buried power, pipe, or telephone lines. These areas range from two to five acres in size. Within the buffers of such areas, surface use or occupancy may be allowed with appropriate mitigations which minimize conflicts with military use.

Lands Affected by Special Stipulation 06

T1S, R8W – Parts of Sec. 6, 7, 18, 19, 30.

T1S, R9W – Sec. 1-5; part of 6 & 7; 8-17; part of 18; 19-24; part of 25 & 26; 27 & 28; part of 29; 30; part of 31 & 32; 33 & 34.

T1N, R9W – Sec. 3-10; part of 11 & 12; 13-30; part of 31; 32-36.

T1N, R10W – Sec. 1-15; 24 & 25; part of 26 & 36.

T1N, R11W – Part of Sec. 3; Sec. 4-6; part of 7 & 8.

T2N, R9W – Part of Sec. 6, 7 & 19; 20 & 21; 28-33.

T2N, R10W – Parts of all sections not affected by Special Stipulation 08. Also, approximately 22 designated artillery firing points located in Sec. 2, 3, 4, 6, 7, 9, 10, 11, 17, 18, 19, 28, 30.

T2N, R11W – Parts of Sec. 1-9; 10-13; parts of 14 & 15; 23-26; 35 & 36 not affected by Special Stipulation 08. Also approximately 25 designated artillery firing points located in Sec. 1, 2, 3, 5, 9, 10, 11, 12, 13, 14, 24, 25, 26.

T2N, R12W – Parts of Sec. 1, 2, 11, 14, 23, 26, 35 not affected by Special Stipulation 08.

T3N, R10W – Two designated artillery firing points in Sec. 31 & 32.

T3N, R11W – Sec. 20 & 21; 25-36. Also, approximately 18 designated artillery firing points located in Sec. 27-36.

T3N, R12W – Parts of Sec. 23-26; 33; 35; 36 not affected by Special Stipulation 08. Also, seven designated artillery firing points located in Sec. 25, 26 & 36.